

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

OLIVIA B. on behalf of BIJON B.,

Plaintiffs,

v.

SANKOFA ACADEMY CHARTER SCHOOL,
DR. LAMONT MCKIM, LOIS MOSES,
THE PENNSYLVANIA DEPARTMENT OF
EDUCATION, and CAROLYN DUMARESQ,

Defendants.

THE PENNSYLVANIA DEPARTMENT OF
EDUCATION, and CAROLYN DUMARESQ,

Third Party Plaintiffs,

SANKOFA ACADEMY CHARTER SCHOOL,
THE VANGUARD SCHOOL, and VALLEY
FORGE EDUCATIONAL SERVICES,

Third Party Defendants.

CIVIL ACTION

No. 14-867

ORDER

AND NOW, this 1st day of August 2014, upon consideration of Plaintiffs, Plaintiffs, Bijon B. and Olivia B.’s (collectively “Plaintiffs”), Motion for a TRO (Doc. No. 12), and Defendants, Pennsylvania Department of Education and Carolyn Dumaresq’s (collectively, the “State Defendants”) Response in Opposition, and Defendants’ Motion to Dismiss Plaintiffs’ Second Amended Complaint (Doc. No. 41), and Plaintiffs’ Response and In the Alternative Motion for Summary Judgment (Doc. No. 55), and Defendants’ Reply thereto, it is hereby

ORDERED that:

1. Plaintiffs' Motion for a TRO is **DENIED**;
2. Defendants' Motion to Dismiss is **GRANTED**; and,
3. Plaintiffs' Motion for Summary Judgment is **DENIED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE